

REMARKSRestriction Requirement

Claims 1, 3-7, 9, 14-26 are currently pending and were the subject of a Restriction Requirement as follows:

Group I: Claims 1, 3-7, 9 and 14, drawn to a pharmaceutical composition comprising 0.5 ng to 20 µg desmopressin and a pharmaceutical carrier, as well as an article of manufacture whereby the pharmaceutical composition is contained within a packaging material;

Group II: Claims 15, 16 and 19-22, drawn to a method of treating or preventing a disease or condition treatable/preventable by desmopressin; and

Group III: Claims 17, 18, and 23-26, drawn to a method of inducing an antidiuretic effect in a patient.

In response to the Restriction Requirement, Applicant herein elects without traverse to prosecute the claims of Group I, e.g., claims 1, 3-7, 9 and 14, drawn to a pharmaceutical composition comprising 0.5 ng to 20 µg desmopressin and a pharmaceutical carrier.

Applicant expressly reserves the right to file Divisional applications on the above unelected claims pursuant to 35 USC §120 and 121.

Species Election

The Examiner imposed a species election relating to the various diseases and conditions recited in the originally filed claims. Applicant submits that, except for elected claim 14, the presently elected claims are directed to compositions and are independent of any diseases or conditions. Nevertheless, to the extent a species election is required to examine the selected group of claims and to expedite prosecution of this application, Applicant herein selects adult nocturia as the disease or condition requested by the Examiner.

If the Examiner has any questions or feels that a discussion with Applicants' representative would expedite prosecution, the Examiner is invited and encouraged to contact Applicants' undersigned representative at the telephone number listed below.

Any fees or credits due with this response may be charged
to Deposit Account 23-1665.

Respectfully submitted,

Seymour H. Fein.

By

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